

0713 Rec'd PCT/PTO 14 APR 2003

In re Application of:

WERNER LANGBAUER

Attention: Application Branch

Serial No.: 10/088,287

Date: APRIL 9, 2003

Filed: MARCH 15, 2002

Attorney Docket No.: CBZ-620

Confirmation No.: 1124

Art Unit: UNKNOWN

Title: DESCRIPTION OF DEVICE AND SACHET FOR
PREPARING DRINKS MADE BY THE ADDITION OF LIQUID
TO A BASE AND THE PROCEDURE FOR PREPARING SUCH DRINKS

Our Account No.: 04-1403

Commissioner for Patents

U.S. Patent and Trademark Office

Washington, DC 20231

Sir:

The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- ☐ Rule 53 signed Declaration enclosed.
- ☐ This is a Rule 47 filing per attached Petition.
- ☐ Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.
- ☒ Specification originally filed in non-English language; hence verified translation attached of:
- ☒ Abstract ☒ 31 pages of Specification (only spec. & claims)
- ☐ sheet(s) of formal drawings enclosed: size: ☐ A4 ☐ 14" ☐ 8½ by 11
- ☐ Attached is an assignment to _____.
- ☐ Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s). _____, filed in _____ on _____, respectively.
- Certified copy (copies) ☐ attached; ☐ already filed on _____ in U.S. Application, Serial No. _____, filed _____.
- ☐ "Small Entity" status under Rule 27 claimed. ☐ Attached: _____ Verified Statement(s) establishing "small entity."
- ☒ Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.
- ☐ Attached: _____.
- ☐ Preliminary Amendment: _____.

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED
PER MPEP § 506 AND § 607

If not earlier paid, add Basic Filing Fee .....	\$	.00
Total Effective Claims ____ - 20 = ____ x \$18.00 =	\$	.00
Independent Claims ____ - 3 = ____ x \$84.00 =	\$	.00
If <u>any proper</u> multiple dependent claim (ignore improper) is present, add \$280.00	\$	.00
Filing Fee	\$	.00

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of _____, petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$410; 3 months \$930; 4 months \$1450).

If this is the <u>first</u> time either signed Declaration filed or filing fee paid, add Surcharge (\$130)	\$	.00
Subtotal	\$	.00
If "small entity" status box above is X'd, enter half (1/2) of subtotal & <u>subtract</u>	\$	.00
Total =	\$	.00
If "non-English" box above is X'd; add Rule 17(i) or (k) processing fee \$130.00)	\$.00
If "assignment" box is X'd, add recording fee (\$40.00)	\$	.00
If "Rule 47" box above is X-d, add Petition fee \$130.00 Rule 17(h)	\$	.00
TOTAL FEE ENCLOSED	\$	.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:

Post Office Box 1449

Greenville, South Carolina 29602

Telephone: 864-271-1592

Facsimile: 864-233-7342

DORITY & MANNING

ATTORNEYS AT LAW, P.A.

By: STEPHEN E. BONDURA Reg. No. 35,070 Date: 4/9/03

Signature: Stephen E. Bondura

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231, on 4/9/03.

JACQUELINE M. LEONARD

(Typed or printed name of person mailing paper or fee)

Jacqueline M. Leonard
(Signature of person mailing paper or fee)

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JACQUELINE M. LEONARD

(Typed or printed name of person mailing paper or fee)

Jacqueline M. Leonard
(Signature of person mailing paper or fee)



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,287	Werner Langbauer	CBZ-620

INTERNATIONAL APPLICATION NO.	
PCT/EP00/09043	
I.A. FILING DATE	PRIORITY DATE
09/15/2000	09/17/1999

Stephen E Bondura
 Dority & Manning
 PO Box 1449
 Greenville, SC 29602-1449

D & M DOCKETINGAction Due: MISSING PARTS / D.R.O.P DEADDate Due: 10 APR 2003Initials: S.E.P.

CONFIRMATION NO. 1124

371 FORMALITIES LETTER



OC000000009597329

Date Mailed: 03/10/2003

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Small Entity Statement

RECEIVED

MAR 13 2003

DORITY AND MANNING

Applicant's response filed 08/28/2002 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 05/20/2002 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

SHELBY J VIGIL

Telephone: (703) 305-3653

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,287	PCT/EP00/09043	CBZ-620

FORM PCT/DO/EO/916 (371 Formalities Notice)